

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
EASTERN DIVISION

FILED BY CP D.C.

05 SEP -1 PM 3: 58

THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
W/D OF TN, MEMPHIS

PHILIP E. BOYNTON, CLARENCE W.
BOYNTON, NORMA ANN LOGAN,
RENELDA J. WESTFALL, SHANNON
NONN, AARON SCOTT BERNARD,
ALAN F. BERNARD, LINDA R. BERNARD
and DAVID ALLEN BERNARD, Individually,
and on behalf of an Unincorporated Association
d/b/a "Adtech, Inc. of Illinois," on behalf of a
General Partnership d/b/a "Adtech, Inc. of
Illinois," and on behalf of a class of similarly
situated persons,

Plaintiffs,

vs.

Cause No.: 1-02-1111

HEADWATERS, INC., f/k/a Coval
Technologies, Inc., JAMES G. DAVIDSON,
A. GRAYDON HOOVER, and Unnamed
DOE DEFENDANTS 1 - 25,

Defendants.

and

HEADWATERS, INC. f/k/a Covol
Technologies, Inc.,

Counterclaimants,

vs.

PHILLIP E. BOYNTON, VINCENT M
HAMILTON, MAX IRVIN, CLARENCE W.
BOYNTON, NORMA ANN LOGAN,
RENELDA J. WESTFALL, SHANNON
NONN, AARON SCOTT BERNARD, ALAN
F. BERNARD, LINDA R. BERNARD
And DAVID ALLEN BERNARD, and DOE
DEFENDANTS 1-25,

Counterclaim Defendants

WRIT OF *HABEUS CORPUS AD TESTIFICANDUM*

To: Superintendent
Federal Correctional Institute
Forrest City, Arkansas

and

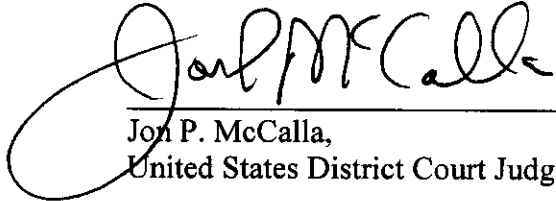
The United States Marshall's Service
Western District of Tennessee

It appearing to the Court upon a review of Defendant James Gary Davidson's Unopposed Petition for a Writ of *Habeus Corpus Ad Testificandum* that the petition is well taken and should be granted, it is therefore:

ORDERED, ADJUDGED and DECREED as follows:

1. The United States Marshall's Service shall transport James G. Davidson, inmate registration number 15646-076, from the Federal Correctional Institution located in Forrest City, Arkansas to Memphis, Tennessee no later than Friday, September 2, 2005 to be retained in the Western District until the completion of the civil trial of the case.
2. The United States Marshall's Service transport James G. Davidson to this Court on Tuesday, September 6, 2005 at 9:00 a.m. and everyday subsequent to that date until James G. Davidson is excused by the Court.
3. The costs and expenses associated with transporting James G. Davidson to Memphis, Tennessee for trial, his confinement in Memphis, Tennessee during trial and his return transportation to the Federal Correctional Institution in Forrest City, Arkansas after trial shall be borne by the United States Marshall's Service.

ENTER this the 1 day of September, 2005.


Jon P. McCalla,
United States District Court Judge

This Writ was prepared by:
Davis Law Firm, P.C.

Brian L. Davis
Attorney for Defendant,
James G. Davidson
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662-393-8542

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing has been served on:

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Notice of Distribution

This notice confirms a copy of the document docketed as number 400 in case 1:02-CV-01111 was distributed by fax, mail, or direct printing on September 2, 2005 to the parties listed.

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Honorable Jon McCalla
US DISTRICT COURT